

AMENDED
APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office July 8, 2004

Returned to applicant for correction July 27, 2004

Corrected application filed AUG 13 2004

Map filed AUG 13 2004

The applicant **Elko Land and Livestock Company** hereby makes application for permission to change the **Point of Diversion and Manner of Use and Place of Use** of water heretofore appropriated under **Permit 29953 (certificate 10044)**

1. The source of water is **Underground**
2. The amount of water to be changed **4.902 cfs**
3. The water to be used for **Industrial (Power Generation) Purposes**
4. The water heretofore permitted for **Irrigation**
5. The water is to be diverted at the following point **T.S. Ranch – Mack Creek Well 6 within the SE¼ NW¼, Section 3, T33 N, R49 E, M.D.M., at a point from which the NW corner of Section 02, T33N, R49E, M.D.M. bears N 46°46'21" E a distance of 3786 feet.**
6. The existing permitted point of diversion is located within **T.S. Ranch – Mack Creek Well 6 within the SE¼ NW¼, Section 3, T33 N, R49 E, M.D.M., at a point from which the E¼ corner of said Section 03 bears S 89°37'32" E a distance of 2677.81 feet.**
7. Proposed place of use **Sections 11, 12, 13, 14, 15, 22, 23, and that portion of N½, Section 27 within Boulder Flat (061), T33N, R48E, M.D.M.; Eureka County**
8. Existing place of use **See Attachment**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **March 1 to November 30** of each year.
11. Description of proposed works **Drilled, cased well with motor and pump, totalizing flow meter, and pipeline to the place of use.**
12. Estimated cost of works **\$1,000,000 (one million dollars)**
13. Estimated time required to construct works **four years**
14. Estimated time required to complete the application of water to beneficial use **ten years**
15. Remarks:

REFER TO TS POWER PLANT MAP 4. This application corrects (changes) point of diversion for the same well. The original survey does not accurately describe the actual well location.

71426

By Paul M. Pettit, Manager of Environmental Compliance and Hydrolo
s/ Paul M. Pettit
Environmental Department, PO Box 669
Carlin, Nevada 89822

Compared sc/sam

Protested 11/12/04 by: The Association for Clean Energy

WITHDRAWN BY APPLICANT DEC 22 2004

Luci, P.E. STATE ENGINEER
sam

Attachment, item 6.

Existing Place of Use under

029952 (certificate 10043), 029953 (certificate 10044)

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[illegible]

Attachment, item 6.

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Existing Place of Use under

029952 (certificate 10043), 029953 (certificate 10044)

40.00 acres within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 14, T33 N, R49 E, M.D.M.
40.00 acres within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 14, T33 N, R49 E, M.D.M.
40.00 acres within the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 14, T33 N, R49 E, M.D.M.
40.00 acres within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 14, T33 N, R49 E, M.D.M.
40.00 acres within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 14, T33 N, R49 E, M.D.M.
40.00 acres within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 14, T33 N, R49 E, M.D.M.
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40.00 acres within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 14, T33 N, R49 E, M.D.M.
40.00 acres within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 23, T33 N, R49 E, M.D.M.
40.00 acres within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 23, T33 N, R49 E, M.D.M.
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<u>2,495.29 acres total</u>